

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/483,175
Filing Date	January 13, 2003
First Named Inventor	Xia
Art Unit	2178
Examiner Name	Hong
Attorney Docket Number	PA2398US

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Total Number of Pages in This Submission

17

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	(1) Confirmation Postcard;
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	(2) Statement Under 3.73(b) w/Supplement;
<input type="checkbox"/> Certified Copy of Priority Document(s)		(3) Copy of Asset Purchase Agreement
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

Total page number does not include postcard.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Carr & Ferrell LLP
Signature	<i>Susan Yee</i> Reg. No. 41,388
Date	November 13, 2003

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Susan Yee		
Signature	<i>Susan Yee</i>	Date	November 13, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Please type a plus sign (+) inside this box → ☐

PTO/SB/82 (10-00)

Approved for use through 10/31/2002. OMB 0651-0035

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REVOCATION OF POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	09/483,175
Filing Date	January 13, 2000
First Named Inventor	Chun R. Xia
Group Art Unit	2178
Examiner Name	Stephen S. Hong
Attorney Docket Number	PA2398US

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application:

☒ A Power of Attorney or Authorization of Agent is submitted herewith.

OR

☐ Please change the correspondence address for the above-identified application to:

☐ Customer Number

OR

Place Customer
Number Bar Code
Label here

☐ Firm or
Individual Name

Address

Address

City

Country

State

ZIP

Telephone

Fax

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Name

Anne S. Jordan

Signature

Anne S. Jordan

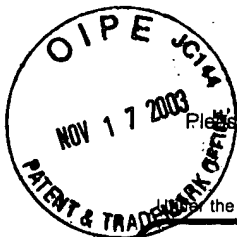
Date

7/7/03

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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PTO/SB/81 (02-01)

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it display a valid OMB control number.

**POWER OF ATTORNEY OR
AUTHORIZATION OF AGENT**

Application Number	09/483,175
Filing Date	January 13, 2000
First Named Inventor	Chun R. Xia
Title	System and Method for Provid...
Group Art Unit	2178
Examiner Name	Stephen S. Hong
Attorney Docket Number	PA2398US

I hereby appoint:

☒ Practitioners at Customer Number

22830

OR

☐ Practitioner(s) named below:

PATENT TRADEMARK OFFICE

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

☐ Practitioners at Customer NumberPlace Customer
Number Bar Code
Label here☐ Firm or
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:

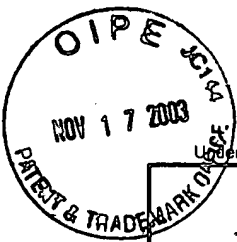
☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name	Anne S. Jordan
Signature	<i>Anne S. Jordan</i>
Date	7/7/03

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Chun R. Xia et al.

Application No./Patent No.: 09/483,175 Filed/Issue Date: January 13, 2000

Entitled: System and Method for Providing a Marketing Presentation

PeopleSoft, Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Chun R. Xia et al. To: BrightInfo.com
The document was recorded in the United States Patent and Trademark Office at Reel 010788, Frame 0875, or for which a copy thereof is attached.

2. From: BrightInfo.com To: Annuncio Software
The document was recorded in the United States Patent and Trademark Office at Reel 011674, Frame 0300, or for which a copy thereof is attached.

3. From: BrightInfo.com To: Annuncio Software
The document was recorded in the United States Patent and Trademark Office at Reel 012648, Frame 0768, or for which a copy thereof is attached.

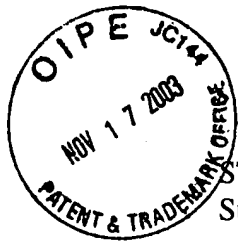
☒ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

7/7/03
Date

Anne S. Jordan
Typed or printed name
Anne S. Jordan
Signature
Senior Vice President
Title



STATEMENT UNDER 37 CFR 3.73(b):
Supplemental Sheet to PTO/SB/96

Applicant/Patent Owner: Chun R. Xia et al.

Application No./Patent No.: 09/483,175

Filed/Issued Date: January 13, 2000

Entitled: System and Method for Providing a Marketing Presentation

PeopleSoft, Inc.

a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation)

Chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

From: Annuncio Software, Inc. To: PeopleSoft, Inc.

For which a copy thereof is attached. Recordation is pending with the Assignments Division, United States Patent and Trademark Office



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ASSET PURCHASE AGREEMENT

by and among

ANNUNCIO SOFTWARE, INC.,
a Delaware corporation,

CERTAIN STOCKHOLDERS OF ANNUNCIO SOFTWARE, INC.

and

PEOPLESOFT, INC.,
a Delaware corporation

Dated as of January 11, 2002

ASSET PURCHASE AGREEMENT

THIS ASSET PURCHASE AGREEMENT is entered into as of January 11, 2002, by and among ANNUNCIO SOFTWARE, INC., a Delaware corporation (the "Seller"), the stockholders of the Seller identified as "Designated Stockholders" on the signature page hereto with respect to Sections 9 and 10 only, and PEOPLESOF, INC., a Delaware corporation (the "Purchaser"). Certain capitalized terms used in this Agreement are defined in Exhibit A.

RECITALS

A. The Seller and the Purchaser wish to provide for the sale by the Seller to the Purchaser of the Designated Assets (as defined in Section 1.1) and certain other related transactions among the parties, all on the terms and subject to the conditions set forth in this Agreement. The Designated Stockholders of the Seller have agreed to join as parties to this Agreement solely for the purpose of becoming liable (subject to the limitations set forth herein) with the Seller for the due performance and payment of, the Seller's indemnification obligations set forth herein.

B. In order to induce the Purchaser to enter into this Agreement and to consummate the transactions contemplated by this Agreement, concurrently with the execution and delivery of this Agreement, certain stockholders of the Seller are entering into Voting Agreements and related proxies in favor of the Purchaser and the Seller (the "Voting Agreements"), by which such stockholders are agreeing to vote in favor of and otherwise approve (1) this Agreement (including the sale by the Seller of the Designated Assets to the Purchaser in accordance herewith), (2) the Charter Amendment (as defined herein), and (3) the Plan of Dissolution (as defined herein) and the dissolution and winding-up of the Seller after the Closing in accordance therewith.

C. In order to induce the Purchaser to enter into this Agreement and to consummate the transactions contemplated by this Agreement, concurrently with the execution and delivery of this Agreement, the _____ (as defined herein) are entering into _____ in favor of the Purchaser.

D. Under certain circumstances more fully set forth in this Agreement, including the failure of the Closing (as defined herein) to occur on or prior to _____ the Purchaser has agreed to provide to the Seller a _____ (as defined herein) pursuant to which the Purchaser would _____ to the Seller, which if made would be _____ of the Seller.

AGREEMENT

The parties to this Agreement, intending to be legally bound, agree as follows:

1. SALE OF DESIGNATED ASSETS; RELATED TRANSACTIONS.

1.1 **Sale of Designated Assets.** At the Closing, the Seller shall cause to be sold, assigned, transferred, conveyed and delivered to the Purchaser good and valid title to the Designated Assets (as defined below), free and clear of any Encumbrances other than Permitted Liens, on the terms and subject to the conditions set forth in this Agreement. For purposes of this Agreement, the term "Designated Assets" shall mean and include all of the properties, rights, interests and other tangible and intangible assets (wherever located and whether or not required to be reflected on a balance sheet prepared in accordance with GAAP), including any such assets acquired by the Seller during the Pre-Closing Period, that constitute or that are or were used in or needed for the conduct of the Business (as defined herein) of the Seller; *provided, however*, that the Designated Assets shall not include any Excluded Assets. Without limiting the generality of the foregoing, the Designated Assets shall include, but not be limited to, the following (to the extent not included in the Excluded Assets):

(a) Patents and Patent Applications; Trademarks: All of the patents, patent applications, trademarks, trademark applications, trade names, URLs, service marks and service mark applications of the Seller Corporations relating to the Business, including those identified on Exhibit B, and any counterparts, reissues, extensions, continuations and continuations in part related to the foregoing;

(b) Other Proprietary Assets: All Proprietary Assets, goodwill and similar or related assets of the Seller Corporations relating to the Business, including the Proprietary Assets identified in Part 2.8 of the Disclosure Schedule, and all of the

and other Proprietary Assets identified on Exhibit B;

(c) Identified Assets and Rights: All other assets and rights identified on Exhibit B;

(d) Contracts:

(e) Governmental Authorizations:

(f) Claims:

2.6 Title to Designated Assets. The Seller owns (and will own as of the Closing Date), and has (and will have as of the Closing Date) good and valid title to all of the Designated Assets.

2.7 Customers.

2.8 Proprietary Assets.

(a) Part 2.8(a) of the Disclosure Schedule identifies all Seller Registered Proprietary Assets included within the Designated Assets.

The parties to this Agreement have caused this Agreement to be executed and delivered as of the date first set forth above.

THE SELLER:

ANNUNCIO SOFTWARE, INC.,
a Delaware corporation

By: _____

Title: DIDIER MORETTI
President CEO

THE DESIGNATED STOCKHOLDERS (WITH RESPECT TO SECTION 9 ONLY):

DIDIER MORETTI

MAURIZIO GIANOLA

NORWEST VENTURE PARTNERS VI, LP

By: _____

Title: _____

ADVANCED TECHNOLOGY VENTURES IV, LP
ADVANCED TECHNOLOGY VENTURES VI, LP

By: _____

Title: _____

THE PURCHASER:

PEOPLESOFT, INC.,
a Delaware corporation

By: _____

Title: _____

[SIGNATURE PAGE TO ASSET PURCHASE AGREEMENT]

The parties to this Agreement have caused this Agreement to be executed and delivered as of the date first set forth above.

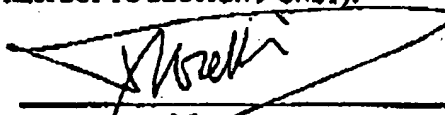
THE SELLER:

ANNUNCIO SOFTWARE, INC.,
a Delaware corporation

By: _____

Title: _____

THE DESIGNATED STOCKHOLDERS (WITH RESPECT TO SECTION 9 ONLY):



DIDIER MORETTI

MAURIZIO GIANOLA

NORWEST VENTURE PARTNERS VI, LP

By: _____

Title: _____

ADVANCED TECHNOLOGY VENTURES IV, LP
ADVANCED TECHNOLOGY VENTURES VI, LP

By: _____

Title: _____

THE PURCHASER:

PEOPLESFT, INC.,
a Delaware corporation

By: _____

Title: _____

[SIGNATURE PAGE TO ASSET PURCHASE AGREEMENT]

The parties to this Agreement have caused this Agreement to be executed and delivered as of the date first set forth above.

THE SELLER:

ANNUNCIO SOFTWARE, INC.,
a Delaware corporation

By: _____

Title: _____

THE DESIGNATED STOCKHOLDERS (WITH RESPECT TO SECTION 9 ONLY):

DIDIER MORETTI



MAURIZIO GIANOLA FAMILY TRUST 1990

NORWEST VENTURE PARTNERS VI, LP

By: _____

Title: _____

ADVANCED TECHNOLOGY VENTURES IV, LP
ADVANCED TECHNOLOGY VENTURES VI, LP

By: _____

Title: _____

THE PURCHASER:

PEOPLESOFT, INC.,
a Delaware corporation

By: _____

Title: _____

[SIGNATURE PAGE TO ASSET PURCHASE AGREEMENT]

The parties to this Agreement have caused this Agreement to be executed and delivered as of the date first set forth above.

THE SELLER:

ANNUNCIO SOFTWARE, INC.,
a Delaware corporation

By: _____

Title: _____

THE DESIGNATED STOCKHOLDERS (WITH RESPECT TO SECTION 9 ONLY):

DIDIER MORETTI

MAURIZIO GIANOLA

NORWEST VENTURE PARTNERS VI, LP

By: *Manuel [Signature]*

Title: General Partner

ADVANCED TECHNOLOGY VENTURES IV, LP
ADVANCED TECHNOLOGY VENTURES VI, LP

By: _____

Title: _____

THE PURCHASER:

PEOPLESOFT, INC.,
a Delaware corporation

By: _____

Title: _____

(SIGNATURE PAGE TO ASSET PURCHASE AGREEMENT)

The parties to this Agreement have caused this Agreement to be executed and delivered as of the date first set forth above.

THE SELLER:

ANNUNCIO SOFTWARE, INC.,
a Delaware corporation

By: _____

Title: _____

THE DESIGNATED STOCKHOLDERS (WITH RESPECT TO SECTION 9 ONLY):

DIDIER MORETTI

MAURIZIO GIANOLA

NORWEST VENTURE PARTNERS VI, LP

By: _____

Title: _____

ADVANCED TECHNOLOGY VENTURES IV, LP
ADVANCED TECHNOLOGY VENTURES VI, LP

By: Joshua

Title: General Partner

THE PURCHASER:

PEOPLESOFT, INC.,
a Delaware corporation

By: _____

Title: _____

[SIGNATURE PAGE TO ASSET PURCHASE AGREEMENT]

The parties to this Agreement have caused this Agreement to be executed and delivered as of the date first set forth above.

THE SELLER:

ANNUNCIO SOFTWARE, INC.,
a Delaware corporation

By: _____

Title: _____

THE DESIGNATED STOCKHOLDERS (WITH RESPECT TO SECTION 9 ONLY):

DIDIER MORETTI

MAURIZIO GIANOLA

NORWEST VENTURE PARTNERS VI, LP

By: _____

Title: _____

ADVANCED TECHNOLOGY VENTURES IV, LP
ADVANCED TECHNOLOGY VENTURES VI, LP

By: _____

Title: _____

THE PURCHASER:

PEOPLESFT, INC.,
a Delaware corporation

By: _____

Title: SVP Business Development

Exhibit B

DESIGNATED ASSETS

1. The following patent applications:

<u>Description</u>	<u>Date Filed</u>	<u>Reference No.</u>	<u>Jurisdictions</u>
System Method for Providing a Marketing Presentation	1/13/00	BRIGP001	US
System Method for Providing a Marketing Presentation—Provisional	1/12/00	BRIGP001+	US
System Method for Providing a Distributed Marketing Presentation	1/13/00	BRIGP002	US
System and Method for Providing a Distributed Marketing Presentation	1/8/01	ANNUP002PCT	International under Patent Cooperation Treaty; priority claimed from USSN 09/483,388 filed 1/13/00
System and Method for Providing a Marketing Presentation	1/8/01	ANNUP001PCT	International under Patent Cooperation Treaty; priority claimed from USSN 09/483,175 filed 1/13/00
System Method for Providing a Marketing Presentation—Provisional	1/8/01	ANNUP001+	International under Patent Cooperation Treaty; priority claimed from USSN 09/483,175 filed 1/13/00

Part 2.8 – Proprietary Assets

Part 2.8(a)

Trademarks:

<u>Description</u>	<u>Application Number</u>	<u>Date Filed</u>	<u>Reg. Date</u>	<u>Reg. #</u>	<u>Status</u>	<u>Jurisdiction</u>
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Patents:

<u>Description</u>	<u>Date Filed</u>	<u>Attorney Reference No.</u>	<u>Jurisdictions</u>
System Method for Providing a Marketing Presentation	1/13/00	BRIGP001	US
System Method for Providing a Marketing Presentation— Provisional	1/12/00	BRIGP001+	US
System Method for Providing a Distributed Marketing Presentation	1/13/00	BRIGP002	US
System and Method for Providing a Distributed Marketing Presentation	1/8/01	ANNUP002PCT	International under Patent Cooperation Treaty; priority claimed from USSN 09/483,388 filed 1/13/00
System and Method for Providing a Marketing Presentation	1/8/01	ANNUP001PCT	International under Patent Cooperation Treaty; priority claimed from USSN 09/483,175 filed 1/13/00
System Method for Providing a Marketing Presentation— Provisional	1/8/01	ANNUP001+	International under Patent Cooperation Treaty; priority claimed from USSN 09/483,175 filed 1/13/00